

**SUPREME COURT MINUTES
TUESDAY, NOVEMBER 6, 2012
SAN FRANCISCO, CALIFORNIA**

S162197

**PEOPLE v. VICTORIANNE
(JAVIER WILLIAM)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 17, 2013.

S173896

**LINDBERG (GUNNER JAY)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Robin Urbanski's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by September 7, 2013, counsel's request for an extension of time in which to file that document is granted to January 7, 2013. After that date, only four further extensions totaling about 240 additional days are contemplated.

S191869

**CARRASCO (ROBERT) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Robert R. Bryan's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by April 30, 2013, counsel's request for an extension of time in which to file that document is granted to December 28, 2012. After that date, only two further extensions totaling about 103 additional days are contemplated.

S193602

**GEIER (CHRISTOPHER A.)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Federal Public Defender Jennifer Hope Turner's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by February 4, 2013, counsel's request for an extension of time in which to file that document is granted to January 7, 2013. After that date, only one further extension totaling about 30 additional days will be granted.

S199074 B230859 Second Appellate District, Div. 2 **ROSE (HAROLD) v. BANK OF AMERICA, N.A.**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the combined answer to amici curiae briefs is extended to November 15, 2012.

S204387 B237147 Second Appellate District, Div. 7 **VALDEZ (ELAYNE) v. WORKERS' COMPENSATION APPEALS BOARD & WAREHOUSE DEMO SERVICES**

Extension of time granted

On application of respondents, Warehouse Demo Services and Zurich North America, and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 10, 2012.

S205750 **GEORGE (JOHNATON SAMPSON) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Holly D. Wilkens's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by October 3, 2013, counsel's request for an extension of time in which to file that document is granted to January 2, 2013. After that date, only five further extensions totaling about 275 additional days are contemplated.

S205039 **STUART III ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that COLBERN COX STUART III, State Bar Number 177897, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

COLBERN COX STUART III must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S205042**MOSCARELLO ON
DISCIPLINE**

Recommended discipline imposed

The court orders that CATHERINE ANN MOSCARELLO, State Bar Number 216384, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for one year subject to the following conditions:

1. CATHERINE ANN MOSCARELLO must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 6, 2012; and
2. At the expiration of the period of probation, if CATHERINE ANN MOSCARELLO has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with her membership fees for each of the years 2014, 2015, and 2016. If CATHERINE ANN MOSCARELLO fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S205043**PROSSER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that ERIC JON PROSSER, State Bar Number 185726, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

ERIC JON PROSSER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S205056**HERRON ON DISCIPLINE**

Recommended discipline imposed

The court orders that BENJAMIN EMIL HERRON, State Bar Number 249172, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. BENJAMIN EMIL HERRON is suspended from the practice of law for the first 30 days of probation;
2. BENJAMIN EMIL HERRON must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving

Stipulation filed on July 3, 2012; and

3. At the expiration of the period of probation, if BENJAMIN EMIL HERRON has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

BENJAMIN EMIL HERRON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with membership fees for each of the years 2014 and 2015. If BENJAMIN EMIL HERRON fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S205058

JAMES ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that LARRY PAUL JAMES, State Bar Number 183769, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

LARRY PAUL JAMES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S205060

LaCUES ON DISCIPLINE

Recommended discipline imposed

The court orders that JERRY A. LaCUES, State Bar Number 77088, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. JERRY A. LaCUES is suspended from the practice of law for the first 30 days of probation;
2. JERRY A. LaCUES must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 21, 2012; and
3. At the expiration of the period of probation, if JERRY A. LaCUES has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with membership fees for each of

the years 2014 and 2015. If JERRY A. LaCUES fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.